

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JOSEPH BIRCH,	:
	:
Plaintiff,	:
	:
v.	: Civ. Action No. 05-799-JJF
	:
E.I. DUPONT DE NEMOURS & CO.,	:
INC.,	:
	:
Defendant.	:

O R D E R

At Wilmington, this 11 day of December, 2007, for the reasons set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that:

1. Defendant's Renewed Motion To Dismiss pursuant to Federal Rules of Civil Procedure 37 and 41 (D.I. 27) is **GRANTED** and the case is **DISMISSED**.

2. The Clerk of the Court is directed to **CLOSE** this case.


UNITED STATES DISTRICT JUDGE